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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/049,980	09/03/2002	Tracey Cooke	P/3610-26	2665

2352 7590 08/16/2005

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NEW YORK, NY 100368403

EXAMINER

QAZI, SABIHA NAIM

ART UNIT	PAPER NUMBER
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1616

DATE MAILED: 08/16/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Examiner-Initiated Interview Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/049,980	COOKE ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Sabiha Qazi	1616	

**All Participants:**

(1) Sabiha Qazi, Ph.D. (Examiner).

(2) Paul Grandinetti (Attorney).

**Status of Application:** \_\_\_\_\_

(3) James Lewis (Attorney).

(4) \_\_\_\_\_.

**Date of Interview:** 12 August 2005

**Time:** \_\_\_\_\_

**Type of Interview:**

- ☒ Telephonic  
☐ Video Conference  
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

**Exhibit Shown or Demonstrated:** ☐ Yes ☐ No  
 If Yes, provide a brief description:

**Part I.**

**Rejection(s) discussed:**  
 NA

**Claims discussed:**  
 Claim 1

**Prior art documents discussed:**

**Part II.**

**SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:**  
 See Continuation Sheet

**Part III.**

- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.  
☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

  
 \_\_\_\_\_  
 (Examiner/SPE Signature)

\_\_\_\_\_  
 (Applicant/Applicant's Representative Signature – if appropriate)

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Attorney Paul Grandinetti on 8/11/05 and James Lewis on 8/12/05.

The application has been amended as follows:

Please amend Claim 1 as follows.

- Delete “-N(R<sub>3</sub>)N(R<sub>4</sub>)C(=O) or CH<sub>2</sub>OCH<sub>2</sub> then A<sub>2</sub> cannot be a heterocyclyl containing N or O” from the definition of A<sub>2</sub>, lines 2 and 3 in claim 1.
- Insert “-N(R<sup>3</sup>)N(R<sup>4</sup>)C(=O) then A<sup>2</sup> can not contain any heterocyclyl containing N or O”
- Delete the definition of R<sup>1</sup> and R<sup>2</sup> from 4<sup>th</sup> and 5<sup>th</sup> lines
- Delete “or any R<sup>1</sup>,-----R<sup>3</sup> or R<sup>4</sup> group” before “together with” from lines 7<sup>th</sup> and 8<sup>th</sup>
- Delete “or nitro;” from the definition of R<sup>3</sup> or R<sup>4</sup>
- Insert “, nitro or” before “together with interconnecting atoms”
- The definition of R<sup>3</sup> or R<sup>4</sup> after the amendments will be read as “R<sup>3</sup> and R<sup>4</sup>, which may be the same or different, are R<sup>b</sup>, cyano, nitro or together with the interconnecting atoms can form a 5-or 6-membered ring with A<sup>2</sup>,”

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- Delete the definition of Y from line 11

Please see the interview summary.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sabiha Qazi whose telephone number is (571) 272-0622. The examiner can normally be reached on any business day.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gary Kunz can be reached on (571) 272-0887. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



SABIHA QAZI, PH.D  
PRIMARY EXAMINER

Continuation of Substance of Interview including description of the general nature of what was discussed: Examiner spoke to Mr. Grandinetti about the amendments necessary for claim 1. Examiner also discussed about why 312 amendments. Examiner notes, that these amendments were filed after receiving the notice of allowability by Applicants. Mr. Lewis told the Examiner that it was a mistake from their part. He apologized for that. Claims as amended by Applicants contain various substitutents which belong to groups which were canceled by Applicants. Examiner inadvertantly missed to cancel and apologize for any inconveniece caused by this. Furthermore, amendment in the definition of A2 was considered necessary in order to avoid any possible overlap over the prior art of record, EPA 0469711, especially compounds 90 and 92, in order to avoid any confusing language Examiner has decided to bring back original definition of A2 and newly amneded definition would be deleted. Examiner was authorized to amend the claims as discussed. Mr. Grandinetti on 8/11/05 told the Examiner that Mr. Lewis will call to discuss the issues in detail. All the amendemnts were discussed in detial on 8/12/05..